

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
MONROE DIVISION**

LCP WEST MONROE, L.L.C.	*	CIVIL ACTION NO. 17-0372
VERSUS	*	JUDGE TERRY A. DOUGHTY
THE UNITED STATES OF AMERICA AND SELECTIVE INSURANCE COMPANY OF THE SOUTHEAST	*	MAG. JUDGE KAREN L. HAYES

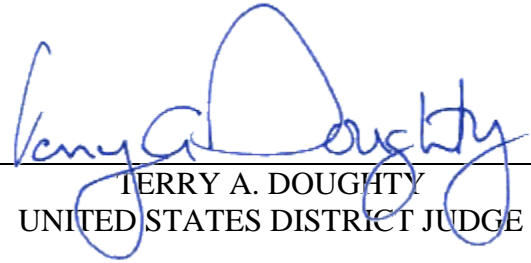
J U D G M E N T

The Report and Recommendation of the Magistrate Judge having been considered, together with the written objections thereto filed with this Court, and, after a *de novo* review of the record, finding that the Magistrate Judge’s Report and Recommendation is correct and that judgment as recommended therein is warranted,

IT IS ORDERED, ADJUDGED, AND DECREED that the motion to dismiss for lack of subject matter jurisdiction [Doc. No. 33] filed by the United States is **GRANTED IN PART and DENIED IN PART**. The motion is **GRANTED** as to Plaintiff LCP West Monroe, L.L.C.’s (“LCP”) (1) Count I claims, in their entirety, for losses associated with Building M and the Office Building, and (2) any theory of recovery asserted by LCP in Count II for losses associated with Buildings H, J, & L – apart from the lone claim authorized by 42 U.S.C. § 4072. These claims are **DISMISSED WITHOUT PREJUDICE**. The motion to dismiss is otherwise

DENIED.

MONROE, LOUISIANA, this 12th day of July, 2018.



TERRY A. DOUGHTY
UNITED STATES DISTRICT JUDGE